



**MINUTES
CITY COUNCIL MEETING
March 5, 2019**

CALL TO ORDER

The meeting was called to order at 6:30 pm.

Present: Mayor: Charlie Miner; Council: Deirdre Kvale, Jahn Dyvik, and Tom Skjaret

Staff Present: City Administrator: Scott Weske; and City Clerk: Jeanette Moeller

Absent: Council: Michelle Jerde (with prior notice)

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENTS - LONG LAKE NEWS, MEETING REVIEW AND UPDATES

Mayor Miner offered the following comments and updates:

As winter continues, Mayor Miner noted that Public Works is doing a great job keeping snow off streets and sidewalks. A nice letter had recently been received from a resident thanking Public Works for their efforts.

With the ongoing cold weather, Birch's has requested they be permitted to extend their sled dog events, adding events on March 9, 10, 16 and 17. Their request has been included as an item under the Consent Agenda.

In a work session prior to the regular meeting, the Council discussed the status of the T Mobile lease for equipment on the water tower in relation to T Mobile's request to install new equipment; and discussed fire service contract negotiations with Orono and Medina.

APPROVE AGENDA

A motion was made by Dyvik, seconded by Skjaret, to approve the Agenda as presented. Ayes: all.

CONSENT AGENDA

The Consent Agenda consisted of:

- A. Approve Minutes of February 19, 2019 City Council Meeting
- B. Approve Vendor Claims and Payroll
- C. ~~Authorize the Hennepin County Sheriff's Office Water Patrol Unit to Amend Special Event Permit #19-06 Issued to Birch's on the Lake for Use of Long Lake to Permit Additional "Sled Dog" Events on March 9, 10, 16 and 17~~
- D. Appoint Planning Commission Member Roger Adams as Chair, and Member Steve Keating as Chair Pro-Tempore of the Planning Commission for 2019
- E. Appoint Park Board Member Donny Chillstrom as Chair, and Member Alicia Larson as Secretary of the Park Board for 2019

Council member Skjaret requested that Consent Agenda Item G be removed for discussion during the regular agenda prior to Agenda Item No. 9.

*A motion was made by Skjaret, seconded by Dyvik, to approve the Consent Agenda as amended.
Ayes: all.*

OPEN CORRESPONDENCE

No one appeared to address the City Council during Open Correspondence.

BUSINESS ITEMS

Update From Lake Minnetonka Communications Commission (LMCC) – Jim Lundberg, Operations Manager

Mayor Miner welcomed Mr. Lundberg to the meeting.

Jim Lundberg, LMCC Operations Manager, provided a presentation reviewing the history, structure, physical location, equipment, and funding of the LMCC; and discussing the organization's varying functions including franchise administration, advocating for customers in their relations with Mediacom, providing local channels and programming both from their studio and utilizing a production van for off-site coverage of events, offering equipment for checkout for productions, and working with cities to upgrade their audiovisual equipment through their A/V support program. He also reviewed upcoming capital improvements including the rollout of high definition camera systems at member city locations, and the purchase of a new production vehicle to replace their 1987 Ford van.

Mayor Miner noted the LMCC does great work and provides high quality local programming. He had been to the studio before during his campaign.

Mr. Lundberg responded to Council member questions regarding why other member cities had chosen to leave the LMCC Joint Powers Agreement in the past; how lost revenue from decreasing franchise fees as customers leave Mediacom in favor of subscriptions to dish networks will need to be addressed in the LMCC's future funding model; described the growth in viewings of the LMCC's YouTube programming and online government meeting views over the past few years; and explained the difficulties experienced in attracting a cable competitor to the area, noting that the topography and geography present challenges for a cable company to build out. He indicated that Mediacom has begun to string some fiber along main thoroughfares which may begin to improve internet service.

Council member Dyvik commented that the cable industry is one that does not offer benefits for customer loyalty – customers have to threaten to leave before they are offered better rates. A lot of his friends are cutting the cord and keeping internet only.

Mr. Lundberg confirmed that he would encourage consumers to call and make those threats because a cable company will drop their rates to retain a customer.

Approve Issuance of Liquor Licenses for San Pancho Mexican Restaurant Under New Ownership

City Clerk Moeller reported that staff had previously been notified that the current sole officer and corporate owner for San Pancho Mexican Restaurant, LLC doing business as San Pancho Mexican Restaurant was seeking to sell or transfer ownership of the restaurant to another party. Staff recently received a complete application for On Sale Intoxicating and Sunday Sales liquor licenses from Felipe DeJesus Villalpando, date of birth 6/11/97. Moeller noted that Mr. Villalpando's date of birth was referenced in the staff report and in the resolution prepared for Council consideration due

to the applicant being the son of a restaurant manager with the same name. Mr. Villalpando is currently an employee of the restaurant as well.

A background investigation of Mr. Villalpando has been completed by the Wayzata Police Department as required by City Ordinance. Background checks included a driver's license and warrant check; a criminal history check through the Minnesota Bureau of Criminal Apprehension; a check within the Court system; and with the applicant's City of residence. The Wayzata Police Department has no objection to issuance of the licenses requested, contingent upon receiving proof of sale or transfer of the business from the previous owner to Mr. Villalpando.

Staff recommends approval of the requested liquor licenses contingent upon receiving proof of sale or transfer of the business to the applicant; receipt of license fees; and an updated Certificate of Liability Insurance reflecting liquor liability coverage. Moeller added that Resolution No. 2019-14 has been prepared to incorporate the conditions of approval as stated, and certification of the licenses under the applicant's ownership will not be completed until required documentation has been received.

A motion was made by Skjaret, seconded by Dyvik, to adopt Resolution No. 2019-14 approving issuance of liquor licenses for San Pancho Mexican Restaurant, LLC doing business under new ownership as San Pancho Mexican Restaurant, with contingencies.

In response to inquiry by Council member Dyvik, Moeller clarified that the liquor license has been and would continue to be issued to the corporation San Pancho Mexican Restaurant, LLC doing business under the name of San Pancho Mexican Restaurant; however, the license certification will reflect the new sole corporate officer, Mr. Villalpando, as approved.

Ayes: all.

Authorize the Hennepin County Sheriff's Office Water Patrol Unit to Amend Special Event Permit #19-06 Issued to Birch's on the Lake for Use of Long Lake to Permit Additional "Sled Dog" Events on March 9, 10, 16 and 17

Council member Skjaret indicated that while it was great the Sled Dog events have taken off, parking on Glenmoor Lane remains a problem and he would like to reiterate a reminder to Birch's that the posting of no parking signs on event dates is required.

Moeller commented that staff had been appreciative of HCSO Water Patrol including the City's condition requiring the posting of temporary no parking signage in the neighborhood on event dates within their Permit #19-06. Staff will need to communicate with public safety agencies regarding enforcement of permit conditions, and will be in contact with Birch's to stress the importance of assuring the no parking signs are posted prior to each event date.

A motion was made by Dyvik, seconded by Dyvik, motion to authorize the Hennepin County Sheriff's Office Water Patrol unit to amend Special Event Permit #19-06 issued to Birch's on the Lake for use of Long Lake to permit additional "Sled Dog" events to take place on March 9, 10, 16 and 17, with conditions of permit issuance remaining unchanged. Ayes: all.

Approve Minutes of February 26, 2019 City Council Special Goal Setting Work Session

Moeller had distributed draft minutes of the February 26, 2019 City Council Special Goal Setting Work Session via email earlier in the day and as a bench handout for the meeting. The minutes were created from 14 pages of notes and comments taken at the meeting. With the Council's approval of the draft meeting minutes, she would be using the approved minutes to update the City Goals list.

Mayor Miner commented that a lot of work had been accomplished in 2018, and the minutes reflect a lot of new goals for 2019.

Council member Dyvik sought and received confirmation that his goal of supporting the Long Lake Waters Association and water quality initiatives had been included in the minutes.

A motion was made by Skjaret, seconded by Dyvik, to approve the minutes of the February 26 City Council Special Goal Setting Work Session. Ayes: all.

OTHER BUSINESS

Closing Completed on BP Station Site – Council member Kvale questioned whether the closing had been completed for the City's purchase of the former BP station site. Weske replied that the purchase was completed and keys were received on Wednesday of the previous week. He has begun speaking with various firms regarding what level of assistance they could render regarding abatement of site conditions and preparation for demolition. Weske noted that he has interest in exploring the value of selling the canopy and potentially other scrap for salvage. Council and staff discussed salvage and scrap sales opportunities as a creative means for offsetting costs, and Mayor Miner noted the Fire Chief has expressed interest in opportunity to conduct training at the site.

Carp Biomass Removal – Council member Skjaret asked if the Long Lake Waters Association was still working to schedule a carp biomass removal this winter. Council member Dyvik had heard they were planning to move forward with a biomass removal, hopefully in the coming week. Weske confirmed that weather conditions had impacted scheduled dates, but they are continuing to aim for a biomass removal once weather conditions permit doing so. Council members discussed interest in seeing how a biomass removal in combination with roadway and runoff improvements will impact lake water quality in the coming year. Improvements made in the Orono area including the vicinity of Old Long Lake Road and the conversion of East Long Lake Road to a trail were also commented upon.

BDI Grant Application – Council member Dyvik in his role as EDA Chair has submitted a proposal to request consideration of another BDI grant award. Funding initiatives focused on branding, managing and navigating the construction project while keeping businesses healthy, and for street furniture and enhancements. He applied for approximately \$30,000 and stated he would follow up once the outcome of the application is known.

Next Meeting Agenda – Weske advised that the next Council meeting will be a full agenda, including the review of three land use applications. Council member Dyvik questioned whether the Carbone's project is moving forward. Staff was aware that closing on the sale of the property had taken place, and activity may begin in the months ahead.

PUD Ordinance Update – Moeller reported that staff has begun review of the PUD zoning ordinance section and will be continuing to work on identifying content to be incorporated in an ordinance update project.

ADJOURN

Hearing no objection, Mayor Miner adjourned the meeting by general consent at 7:28 pm.

Respectfully submitted,

Jeanette Moeller
City Clerk